

1 Jennie Lee Anderson (SBN 203586)
2 **ANDRUS ANDERSON LLP**
3 155 Montgomery Street, Suite 900
San Francisco, CA 94104
4 Tel. (415) 986-1400; Fax. (415) 986-1474
jennie@andrusanderson.com

5 Garrett D. Blanchfield
6 Brant Penney
REINHARDT WENDORF & BLANCHFIELD
7 332 Minnesota Street, Suite W1099
St. Paul, MN 55101
8 Tel. (651) 287-2100; Fax. (651) 287-2103
g.blanchfield@rwblawfirm.com
b.penney@rwblawfirm.com

9
10 *Counsel for Plaintiff*

David Gringer
**WILMER CUTLER PICKERING
HALE AND DORR LLP**
1875 Pennsylvania Avenue NW
Washington, DC 20006 USA
Tel.: (202) 663-6600
Fax.: (202) 663-6363
david.gringer@wilmerhale.com

11
12 *Counsel for Defendant*

13
14
15 **IN THE UNITED STATES DISTRICT COURT**
16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

17 MAXIMILIAN KLEIN and SARAH
18 GRABERT, individually and on behalf of all
others similarly situated,

19 Plaintiff,

20 vs.

21 FACEBOOK, INC., a Delaware corporation
headquartered in California,

22 Defendant.

23 Case No. 5:20-cv-08570-LHK

24 **JOINT STIPULATED
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED AND
[PROPOSED] ORDER**

25 **CIV. L.R. 3-12, 7-11**

26 RITA GARVIN, individually and on behalf
27 of all others similarly situated,

28 Plaintiff,

29 vs.

30 FACEBOOK, INC., a Delaware corporation
headquartered in California,

31 Defendant.

32 Case No. 21-cv-00618-KAW

1 Pursuant to Civil Local Rules 3-12(b) and 7-11, Plaintiff Rita Garvin and Defendant
2 Facebook, Inc. (“Parties”) hereby file this Joint Stipulated Administrative Motion to determine
3 whether *Garvin v. Facebook, Inc.*, Case No. 21-cv-00618-KAW (filed January 26, 2021) (attached
4 as Exhibit A), should be related to and consolidated with *Klein, et al. v. Facebook, Inc.*, Case No.
5 5:20-cv-08570-LHK and the other cases consolidated with *Klein* (collectively, “the *Klein*
6 coordinated proceedings”). Plaintiffs in *Klein* do not oppose. By and through their undersigned
7 counsel, the Parties agree to the following:

- 8 • The *Klein* coordinated proceedings and the instant case all involve the same parties,
9 transactions, and events. Under Local Rule 3-12(a), “An action is related to another
10 when: (1) The actions concern substantially the same parties, property, transaction or
11 event; and (2) It appears likely that there will be an unduly burdensome duplication
12 of labor and expense or conflicting results if the cases are conducted before different
13 Judges.” Here, both criteria are satisfied.
- 14 • The *Garvin* and *Klein* actions arise from substantially the same transactions and
15 events. Both allege that Facebook acquired and maintained illegal monopolies in
16 social networking and connected markets through the same or similar conduct,
17 including anticompetitive deception, misuse of data, and acquisitions.
- 18 • Because they involve similar issues of fact and law, it is appropriate to relate and
19 consolidate these actions in order to avoid an unduly burdensome duplication of
20 labor and expense or conflicting results. Civil Local Rule 3-12(a)(2).

21 SO STIPULATED.

22
23 Dated: February 19, 2021

Respectfully submitted,

24
25 ANDRUS ANDERSON LLP

26 By: /s/ Jennie Lee Anderson
Jennie Lee Anderson
Jennie Lee Anderson (SBN 203586)

1 jennie@andrusanderson.com
2 **ANDRUS ANDERSON LLP**
3 155 Montgomery Street, Suite 900
4 San Francisco, CA 94104
Telephone: (415) 986-1400
Facsimile: (415) 986-1474

5 Garrett D. Blanchfield
6 Brant Penney
7 **REINHARDT WENDORF & BLANCHFIELD**
8 332 Minnesota Street, Suite W1050
9 St. Paul, MN 55101
Tel: (651) 287-2100
Fax: (651) 287-2103
g.blanchfield@rwblawfirm.com
b.penney@rwblawfirm.com

11 *Attorneys for Plaintiff*
12
13
14

15 WILMERHALE
16
17

18 Dated: February 19, 2021

19 By: /s/ David Gringer
20 David Gringer
21 **WILMER CUTLER PICKERING HALE AND**
22 **DORR LLP**
23 1875 Pennsylvania Avenue NW
24 Washington, DC 20006 USA
25 Tel.: (202) 663-6600
26 Fax.: (202) 663-6363
david.gringer@wilmerhale.com

27 *Attorney for Defendant*
28

[PROPOSED] ORDER

Plaintiff Rita Garvin filed and Defendant Facebook, Inc. have filed a Joint Stipulated Administrative Motion to Consider Whether Case Should Be Related pursuant to Local Rule 3-12. The Court, having considered the papers and pleadings on file, and good cause appearing, hereby GRANTS the joint stipulated motion.

Accordingly, *Garvin v. Facebook, Inc.*, Case No. 21-cv-00618-KAW, is hereby deemed related to and consolidated with *Klein et al. v. Facebook, Inc.*, Case No. 5:20-cv-08570-LHK, and the other cases consolidated with *Klein*, and shall be assigned to the undersigned Judge.

IT IS SO ORDERED.

Dated:

HON. LUCY H. KOH
UNITED STATES DISTRICT JUDGE

SIGNATURE ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3), the filing attorney attests that concurrence regarding the filing of this document has been obtained from the signatories above.

Date: _____

By: /s/ Jennie Lee Anderson
Jennie Lee Anderson